

REMARKS

The Examiner's Action mailed on April 24, 2007, has been received and its contents carefully considered.

In this Amendment, Applicants have amended claims 1-3. Claim 1 is the sole independent claim, and claims 1-3 remain pending in the application. For at least the following reasons, it is submitted that this application is in condition for allowance.

Claims 1-3 were rejected under 35 USC §112, ¶1 as allegedly lacking written description and introducing new matter. This rejection is respectfully traversed.

As presently amended, the claims are supported by the original specification, page 8, line 22 to page 9, line 7, and by originally filed claim 3. Consequently, claims 1-3 are supported by written description and do not add new matter.

The drawings were objected to for failing to show every feature of the claims, and claims 1-3 were objected to for the same reason, i.e. the lack of claimed dimensions in FIG. 4(B). In addition, the drawings were objected to for incorrect leader lines in FIG. 2(A) and 3(A), and on the ground that reference 11b is not recited in the specification. It is respectfully requested that these objections be withdrawn.

Replacement drawing sheets 2/8, 3/8 and 4/8 are submitted herewith, in which the lead lines for reference numeral 11a are repositioned and reference

numeral **11b** is deleted in FIG. 2(A) and 3(A), and dimensions are added in FIG. 4(B).

The specification was objected to for an informality and for lack of antecedent basis. It is respectfully requested that these objections be withdrawn.

The informality noted has been corrected. Regarding antecedent basis, the claims recite "an outer peripheral edge of the flange", whereas, for example, the outer peripheral edge **11a** of the flange **11** is referred to repeatedly throughout the specification, e.g. page 8, lines 19 and 20; page 9, lines 3 and 4, etc.

Claims 1-3 were rejected under 35 USC §112, ¶2 as indefinite. This rejection is respectfully traversed.

The specific allegations of indefiniteness of claims 1 and 2 are moot in light of the amendments to the claims.

Claim 1 was rejected under 35 USC §102(b) as anticipated by *Gentry et al.* (US 2001/0003341 A1). This rejection is respectfully traversed.

Please refer to the specification, page 8, line 22 to page 9, line 7, which reads as follows:

As shown in Fig. 4(A), minute projections and recesses are formed throughout the flange **11**. That is, a number of minute projections **12** protruding on the upper surface side of the flange **11** and a number of minute recesses **13** depressed on the reverse side of the flange **11** are regularly formed. And as shown in Fig. 4(B), the outer peripheral edge **11a** obtained by cutting such a flange **11** forms a vertically corrugated edge defined by a cutting line crossing the number of minute projections **12** and a number of minute recesses **13** formed throughout the flange **11**.

Claim 1 as amended therefore recites: "A packaging container molded of a synthetic resin sheet in a predetermined shape having an opening, comprising: a flange provided at said opening, said flange projecting outwardly from said opening; wherein said flange is provided throughout with regularly distributed minute projections or minute recesses; and an outer peripheral edge of the flange forms a vertically corrugated edge defined by a line crossing the minute projections or minute recesses".

Nowhere in *Gentry et al.* is such a structure taught or suggested. In fact, *Gentry et al.* teaches neither minute projections nor minute recesses.

The Office Action merely refers back to the previous Office Action for explanation of this rejection, which in turn states only that "With respect to claim 1, Gentry discloses a packaging container molded of a synthetic resin [0017] having a peripheral edge encompassing an opening of the container being corrugated (Fig. 2)". The structure presently claimed is not shown in ¶[0017] or FIG. 2 of *Gentry et al.*, nor anywhere else therein.

Consequently, claim 1 patentably defines over *Gentry et al.* for all the above reasons and is allowable, together with claims 2 and 3 that depend therefrom.

Claims 2 and 3 were rejected under 35 USC §103(a) as obvious solely over *Gentry et al.* This rejection is respectfully traversed.

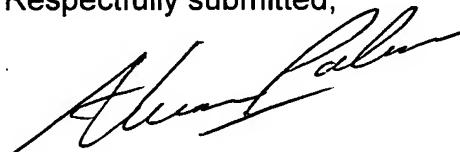
Claims 2 and 3 depend from claim 1, and are therefore allowable for at least the same reasons that claim 1 is allowable.

It is submitted that this application is in condition for allowance. Such action and the passing of this case to issue are requested.

Should the Examiner feel that a conference would help to expedite the prosecution of this application, the Examiner is hereby invited to contact the undersigned counsel to arrange for such an interview.

Should any remittance be required, the Commissioner is hereby authorized to charge the fee to our Deposit Account No. 18-0002, and advise us accordingly.

Respectfully submitted,



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Date

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AMENDMENT

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